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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/729,047	12/05/2003	Jonathan R. Matias	3968.094	9308
30448	7590	11/15/2007	EXAMINER	
AKERMAN SENTERFITT			LEVY, NEIL S	
P.O. BOX 3188			ART UNIT	PAPER NUMBER
WEST PALM BEACH, FL 33402-3188			1615	
MAIL DATE		DELIVERY MODE		
11/15/2007		PAPER		

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.



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APPLICATION NO./ CONTROL NO.	FILING DATE	FIRST NAMED INVENTOR / PATENT IN REEXAMINATION	ATTORNEY DOCKET NO.
10729047	12/5/03	MATIAS, JONATHAN R.	3968.094

EXAMINER

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WEST PALM BEACH, FL 33402-3188

NEIL LEVY

ART UNIT PAPER

1615 20071109

DATE MAILED:

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Commissioner for Patents

The timely submission under 37 CFR 1.129(a) filed on 9/04/07 is not fully responsive to the prior Office action because

claims 23-28 are now drawn to articles, undesignated, and not before presented, classified in class 114/140, for claim 23-27, and claims 424/409 for claim 28.

Applicant should cancel claim 23-28 and reinstate elected invention, at which point rejections will be reinstated if appropriate and made final.

Since the submission appears to be a bona fide attempt to provide a complete reply to the prior Office action, applicant is given a shortened statutory period of ONE MONTH or THIRTY DAYS from the mailing date of this letter, whichever is longer, to submit a complete reply. This shortened statutory period supersedes the time period set in the prior Office action. This time period may be extended pursuant to 37 CFR 1.136(a). If a notice of appeal and the fee set forth in 37 CFR 1.17(e) were filed prior to or with the payment of the fee set forth in 37 CFR 1.17(r), the payment of the fee set forth in 37 CFR 1.17(r) by applicant is construed as a request to dismiss the appeal and to continue prosecution under 37 CFR 1.129(a). The appeal stands dismissed.

NEIL LEVY
Primary Examiner
Art Unit: 1615